

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Order Instituting Rulemaking on the
Commission's own motion for the purpose of
considering policies and guidelines regarding the
allocation of gains from sales of energy,
telecommunications, and water utility assets.

Rulemaking 04-09-003
(Filed September 2, 2004)

**ADMINISTRATIVE LAW JUDGE'S RULING GRANTING
ALL PARTIES A 30-DAY EXTENSION OF TIME TO FILE
COMMENTS ON ORDER INSTITUTING RULEMAKING
REGARDING ALLOCATION OF GAINS ON SALE**

The Commission initiated this rulemaking on September 2, 2004 to consider policies and guidelines regarding the allocation of the gains from sales of utility assets. Opening comments were originally due on October 4, 2004. By letter dated September 27, 2004, the Commission's Executive Director granted the parties a day-for-day extension of this deadline, pending ruling on various parties' requests to extend the time for opening comments on the rulemaking.¹ This ruling resolves those requests by granting a 30-day extension of time to file comments, rather than the 60-day period several parties request.

¹ The parties seeking the extension were Pacific Gas and Electric Company (in a joint filing with several other parties dated September 17, 2004), Calaveras Telephone Company (in a joint filing dated September 22, 2004), SureWest Telephone (in a filing

Footnote continued on next page

IT IS RULED that the deadline to file comments on the issues raised in Order Instituting Rulemaking (OIR) in this proceeding shall be extended 30 days. Opening comments shall now be served and filed on or before November 3, 2004 in accordance with procedures set forth in the OIR. Reply comments may be filed in accordance with the Commission's Rules of Practice and Procedure.

Dated October 14, 2004, at San Francisco, California.

/s/ Sarah R. Thomas

Sarah R. Thomas
Administrative Law Judge

dated September 22, 2004), and California American Water (filing dated September 24, 2004).

CERTIFICATE OF SERVICE

I certify that I have by mail, and by electronic mail to the parties to which an electronic mail address has been provided, this day served a true copy of the original attached Administrative Law Judge's Ruling Granting All Parties a 30-Day Extension of Time to File Comments on Order Instituting Rulemaking Regarding Allocation of Gains on Sale on all parties of record in this proceeding or their attorneys of record.

Dated October 14, 2004, at San Francisco, California.

/s/ Antonina V. Swansen

Antonina V. Swansen

N O T I C E

Parties should notify the Process Office, Public Utilities Commission, 505 Van Ness Avenue, Room 2000, San Francisco, CA 94102, of any change of address to insure that they continue to receive documents. You must indicate the proceeding number on the service list on which your name appears.

The Commission's policy is to schedule hearings (meetings, workshops, etc.) in locations that are accessible to people with disabilities. To verify that a particular location is accessible, call: Calendar Clerk (415) 703-1203.

If specialized accommodations for the disabled are needed, *e.g.*, sign language interpreters, those making the arrangements must call the Public Advisor at (415) 703-2074,

R.04-09-003 SRT/avs

TTY 1-866-836-7825 or (415) 703-5282 at least three working days in advance of the event.